



DEPARTMENT OF THE AIR FORCE
AIR FORCE MATERIEL COMMAND LAW OFFICE (AFMC)
WRIGHT-PATTERSON AIR FORCE BASE OHIO

1 Aug 2008

MEMORANDUM FOR MAIL STOP L&R
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA VA 22313-1450

FROM: AFMC LO/JAZ
2240 B Street, Room 100
Wright-Patterson AFB, OH 45433-7109

SUBJECT: Petition No. 13,176 for Rescission of Secrecy Order; U.S. Patent
Application Serial No. 09/545,407 to James L. Geer

1. The Air Force recommends that applicant's petition for rescission of the Secrecy Order be denied.
2. Applicant's grounds for requesting rescission of the Secrecy Order lie in the alleged potential commercial opportunities allegedly rendered unavailable by virtue of the Secrecy Order. Generally, according to 37 CFR Part 5, a petition for rescission should recite any and all facts that would render the Secrecy Order ineffectual or futile. Here, applicant has presented cash flow projections and sales projections as the asserted basis for rescinding the Secrecy Order. The Air Force cannot recommend rescission of a Secrecy Order on the basis of alleged monetary loss to the applicant. Thus, the Air Force recommends that the Secrecy Order remain.

A handwritten signature in cursive script, reading "RA Lambert", is positioned above the typed name.

Richard A. Lambert
Chief, Air Force Intellectual Property Law Division